

**REMARKS**

By this amendment, claims 1, 3-5, 8, 10-12, 15, 17-19, 22, 24-26, 29 and 31-34 are pending, in which claim 15, 17, 22, 24-26, 32 and 33 are currently amended. Claims 35, 36 and 38 have hereby been canceled without prejudice or disclaimer, and claims 2, 6, 7, 9, 13, 14, 16, 20, 21, 23, 27, 28, 30, 37 and 39 were previously canceled without prejudice or disclaimer. No new matter is introduced.

The Office Action mailed April 14, 2011:

(1) Allowable Subject Matter: (a) identified claims 1, 3-5, 8, 10-12, 29 and 31 as being allowed; (b) indicated that claims 15, 17-19 and 32-34 would be allowable if amended to overcome the rejection under 35 U.S.C. 112, second paragraph; and (c) indicated that that claims 22 and 24-26 would be allowable if amended to overcome the rejection under 35 U.S.C. 101; and

(2) rejected claims 22 and 24-26 under 35 U.S.C. 101 as being directed to non-statutory subject matter; and

(3) rejected claims 15, 17-19 and 32-34 under 35 U.S.C. 112, second paragraph, as being as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention; and

(4) rejected claims 35, 36 and 38 under 35 U.S.C. § 103(a) as being unpatentable over *Carneal et al.* (US 6282542) in view of *Netscape* ("Persistent Client State HTTP Cookies"), and further in view of *Patel* (US 2003/0051100).

**A. 35 U.S.C. § 101 Rejection of Claims 22 and 24-26**

In order to advance prosecution, Applicants have amended claims 22 and 24-26 to recite “A non-transitory computer-readable storage medium,” which excludes transitory signals. Applicants, therefore, respectfully submit that claims 22 and 24-26 are drawn to statutory subject matter, and request withdrawal of the rejection under 35 U.S.C. § 101. Accordingly, Applicants submit that, pursuant to the indication of allowable subject matter set forth in the Office Action, claims 22 and 24-26 are now in condition for allowance.

**B. 35 U.S.C. § 112, Second Paragraph, Rejection of Claims 15, 17-19 and 32-34**

In order to advance prosecution, Applicants have amended claims 15, 17-19 and 32-34 so that the respective claim elements are no longer in a means (or step) plus function limitation format under 35 U.S. C. 112, sixth paragraph. Accordingly, Applicants submit that claims 15, 17-19 and 32-34 are not indefinite, and respectfully request withdrawal of the respective rejection under 35 U.S.C. § 112, second paragraph. Accordingly, Applicants submit that, pursuant to the indication of allowable subject matter set forth in the Office Action, claims 15, 17-19 and 32-34 are now in condition for allowance.

**C. 35 U.S.C. § 103(a) Rejection of Claims 35, 36 and 38 Over *Carneal* In View Of *Netscape*, and further in view of *Patel***

In order to advance prosecution, Applicants have canceled the rejected claims 35, 36 and 38 without prejudice or disclaimer, rendering the rejection under § 103(a) moot.

**D. Claim Construction of Independent Claims 1, 8, 15 and 22**

According to the Office Action, the Examiner advances certain comments regarding the claim construction of the previously disputed recitations of independent claims 1, 8, 15 and 22. (*See Office Action*, Pp. 7-9, ¶ 15) Applicants respectfully traverse Examiner's characterization of the claims, and believe that the record as a whole is clear regarding the meaning of the claim language previously in dispute, requiring no further characterization by the Examiner or Applicants. Accordingly, Applicants believe that no further action is required or necessary as to the present claims, as amended hereby.

**E. Conclusion**

Therefore, the present application, as amended, overcomes the objections and rejections of record and is in condition for allowance. Favorable consideration is respectfully requested. If any unresolved issues remain, it is respectfully requested that the Examiner telephone the undersigned attorney at (703) 519-9951 so that such issues may be resolved as expeditiously as possible.

To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 504213 and please credit any excess fees to such deposit account.

Respectfully Submitted,

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Date

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